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Attorneys for Plaintiff

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA,)	CR 06-00187 CRB
)	
Plaintiff,)	
)	
v.)	
)	
JERRY SHAW-YAU CHANG,)	
)	
Defendant.)	
)	

**STIPULATION, JOINT MOTION
AND (~~PROPOSED~~) ORDER
TO CONTINUE HEARING
FROM SEPTEMBER 27, 2006
TO NOVEMBER 15, 2006
UNDER SPEEDY TRIAL ACT**

The United States of America, by and through its attorneys, Kevin V. Ryan, United States Attorney for the Northern District of California, by Elise Becker, Assistant U.S. Attorney, and defendant Jerry Shaw-Yau Chang, by and through his attorney, Edward Swanson, hereby jointly request that the Court continue that hearing date to November 15, 2006, or as soon thereafter as convenient for the Court. The parties stipulate that the period of time between September 27, 2006 and November 15, 2006, should be excluded under the Speedy Trial Act.

In support of this motion to continue the September status hearing date, the parties stipulate to the following facts:

1. The government has completed numbering approximately 154,000 documents as

1 part of its discovery production;

2 2. There remain approximately 76,000 documents of discovery to copy, number and
3 produce in an accessible format for the defendant;

4 3. These remaining documents are Power Point files, Word documents, Excel
5 spreadsheets, and e-mail files, amongst others;

6 4. The defendant is still engaged in his review of the previously provided electronic
7 discovery and needs additional time for that review.

8 The parties request that the Court find that, based on these stipulated facts, the status
9 hearing should be continued to November 15, 2006. The parties also request that the Court find
10 that the period of time from September 27, 2006, to November 15, 2006, be excluded under the
11 Speedy Trial Act for effective preparation of counsel, taking into account the exercise of due
12 diligence, in this case which the Court previously deemed complex. *See*, 18 U.S.C. §
13 3161(h)(8)(B)(ii) and (iv).

14 IT IS SO STIPULATED.

15
16 DATED: September 25, 2006

Respectfully submitted,

17 KEVIN V. RYAN
18 United States Attorney

19 /s/
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ELISE BECKER
Assistant United States Attorney

22 DATED: September 26, 2006
23

24 /s/

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EDWARD SWANSON
Attorney for JERRY CHANG
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1 Accordingly, the Court finds that the ends of justice served by granting this continuance
2 outweigh the best interests of the public and the defendant in a speedy trial and in the prompt
3 disposition of criminal cases. The Court therefore concludes that this exclusion of time should
4 be granted under 18 U.S.C. § 3161 (h)(8)(B)(ii) and (iv) for the reasons set forth in the parties'
5 stipulation and the defendant's attached declaration.

6
7 SO ORDERED.

8 DATED: September 27, 2006

